

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

MIDVALE PAPER BOX COMPANY, :	
INC., :	
Plaintiff :	CIVIL ACTION NO. 3:20-0022
v :	
CINTAS CORPORATION d/b/a :	(JUDGE MANNION)
CINTAS FIRE PROTECTION, :	
Defendant/Third Party :	
Plaintiff :	
and :	
CUSTOM SEATS, INC. d/b/a :	
BACKSPIN SEATING, :	
Third Party Defendant :	

ORDER

In accordance with the court's memorandum issued this same day, **IT IS HEREBY ORDRED THAT:**

- (1) Cintas's third-party complaint, (Doc. [19](#)), is **DISMISSED without prejudice**. Cintas shall file an amended complaint that adequately alleges subject matter jurisdiction within twenty-one (21) days of the date of this Order. The court will direct the Clerk of Court to close this case if Cintas fails to file a timely amended complaint.

(2) Because Cintas' third-party complaint is dismissed, Custom Seats' cross-claims asserted against Cintas, (Doc. [23](#)), and motion for summary judgment on its cross-claims, (Doc. [65](#)), are **DISMISSED without prejudice as moot**. For the same reason, Cintas' motion for summary judgment, (Doc. [64](#)), is **DISMISSED without prejudice as moot**.

s/ Malachy E. Mannion

MALACHY E. MANNION

United States District Judge

DATED: April 14, 2022

20-22-02-Order